

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Works	(2) MEETING DATE 9/22/2015	(3) CONTACT/PHONE Phil Acosta, Right of Way Agent (805) 781-5290	
(4) SUBJECT Hearing to consider a resolution conditionally vacating a portion of K Street, County Road No. 6023 between 12th Street and 13th Street, in support of the San Miguel Park Expansion Project in the community of San Miguel. District 1.			
(5) RECOMMENDED ACTION It is recommended that the Board: <ol style="list-style-type: none"> 1. Adopt the attached resolution conditionally vacating a portion of K Street between 12th Street and 13th Street, in the community of San Miguel in support of the San Miguel Community Park Expansion Project; and 2. Direct the Clerk to record a certified copy of said resolution upon Board approval, by consent, of the satisfaction of Conditions for Vacating K Street listed in Exhibit "B" of the resolution attached thereto at a later date prior to December 31, 2017. 			
(6) FUNDING SOURCE(S) N/A	(7) CURRENT YEAR FINANCIAL IMPACT N/A	(8) ANNUAL FINANCIAL IMPACT N/A	(9) BUDGETED? N/A
(10) AGENDA PLACEMENT <input type="checkbox"/> Consent <input type="checkbox"/> Presentation <input checked="" type="checkbox"/> Hearing (Time Est. <u>30 min.</u>) <input type="checkbox"/> Board Business (Time Est. <u> </u>)			
(11) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: N/A <input type="checkbox"/> 4/5 Vote Required <input checked="" type="checkbox"/> N/A	
(14) LOCATION MAP Attached	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input checked="" type="checkbox"/> N/A Date: _____	
(17) ADMINISTRATIVE OFFICE REVIEW David E. Grim			
(18) SUPERVISOR DISTRICT(S) District 1			

Reference: 15SEP22-H-1

County of San Luis Obispo



TO: Board of Supervisors
FROM: Public Works
Phil Acosta, Right of Way Agent
VIA: Dave Flynn, Deputy Director of Public Works
DATE: 9/22/2015

SUBJECT: Hearing to consider a resolution conditionally vacating a portion of K Street, County Road No. 6023 between 12th Street and 13th Street, in support of the San Miguel Park Expansion Project in the community of San Miguel. District 1.

RECOMMENDATION

It is recommended that the Board:

1. Adopt the attached resolution conditionally vacating a portion of K Street between 12th Street and 13th Street, in the community of San Miguel in support of the San Miguel Community Park Expansion Project; and
2. Direct the Clerk to record a certified copy of said resolution upon Board approval, by consent, of the satisfaction of Conditions for Vacating K Street listed in Exhibit "B" of the resolution attached thereto at a later date prior to December 31, 2017.

DISCUSSION

The County Parks and Recreation Department (Parks) initiated a request dated August 24, 2011 for Public Works to vacate a portion of K Street in support of a project to expand San Miguel Community Park (Park Project). Parks has conducted outreach with the community on eliminating this block to expand the Park and has received broad support in town. Parks has received a State Grant to pursue the expansion.

As a result of closing this block for vehicular use, there would be the direct loss of approximately 40 parking spaces serving the park as well as directing additional traffic onto the parallel street; L Street. In order to support the vacation, Parks and Public Works have agreed to the following work scope:

- Widen L Street from 13th Street to 14th Street to support two travel lanes and pedestrian traffic.
- Reconfigure 12th Street and 13th Street fronting the park property to support angled parking to compensate for loss of parking on K Street.
- Provide a bike path through the park along the former K Street right of way to serve in place of existing K Street bike lanes.

These conditions are proposed to address traffic, circulation and parking concerns related to this project.

The proposed vacation of the described portion of K Street is a key element of the Park Project. The 'Resolution of Conditional Vacation' is presented at this point in the Project by Parks and Public Works so that Project funding agencies may be assured that the K Street road vacation and related L Street reconstruction efforts will not hinder delivery of the Park Project.

Your Board has previously adopted the following resolutions pertaining to the San Miguel Park Project:

- Resolution No. 2012-54 Authorizing submittal and execution of a State Housing and Community Development Department Housing Related Parks program grant application for the Park Project.
- Resolution No. 2012-260 Authorizing submittal and execution of a federal Land and Water Conservation Fund grant application for the Park Project.
- Resolution No. 2014-15 Approving creation of a County capital project 'L Street Improvements to Expand San Miguel Community Park,' authorizing budget adjustment for the L Street Improvements.

In addition, on March 10, 2015, your Board approved a consultant contract with the Wallace Group, for design and engineering services for both the "Expand San Miguel Community Park" and "the L Street Improvements" projects.

The resolution presented for approval authorizes the Director of Public Works to recommend final approval of the vacation process by Board once consent all the improvements have been completed.

The vacation also reserves the use for the various utility companies such as the San Miguel Community Service District, to construct and maintain their facilities within the one block segment of K Street.

OTHER AGENCY INVOLVEMENT/IMPACT

County Counsel has reviewed and approved the attached resolution as to legal form and effect.

The County Clerk has published the statutory notice required for the proposed hearing and the notice was duly posted upon the subject portion of K Street.

A General Plan Conformity Report was completed and received by the Planning Commission on November 6, 2014. This report indicates that the proposed vacation is in conformance with the General Plan pursuant to Government Code 65402.

The County Environmental Coordinator has reviewed this road vacation, related road improvements and the park expansion and determined that these activities qualify for California Environmental Quality Act Categorical Exemption, classes 15301, 15303 and 15304, because these activities involve minor alteration of land. The Categorical Exemption was filed with the County Clerk Recorder's Office and the State's Clearing House on March 10, 2014 (No. 2014038081).

On August 25, 2015 the County Environmental Coordinator reviewed the California Environmental Quality Act Exemption issued for this project and confirmed the exemption is still valid because: 1) there have been no significant changes to the physical environment since the exemption was issued, and 2) no significant changes to the project have occurred since the exemption was issued.

County Parks has conducted public outreach regarding the Park Project within the San Miguel Community as follows:

Date	Type of Outreach	Location	Results
January 7, 2010	Survey regarding closure of one block of K Street to expand park	Mailed to entire community	20 percent response 67 percent in favor
November 4, 2010	Community meeting	Mission San Miguel Parish Hall	Identified recreational needs and park design options including closing one block of K Street
November 16, 2010	Community meeting	Lillian Larsen School	Identified recreational needs and park design options including closing one block of K street
Dec 1, 2010	Joint community meeting with County Planning Department and Cal Poly	Mission San Miguel Parish Hall	Identified recreational needs and park design options including closing one block of K Street
June 4, 2011	Community meeting	San Miguel Community Park	Identified recreational needs and park design options including closing one block of K Street
October 14, 2012	Community outreach survey	San Miguel Community Park	Survey of park users shows support for larger park and active recreation
May 17, 2015	Community meeting	San Miguel Community Park	Present community plan to expand park and receive community input
September 21, 2015	Community meeting	Mission San Miguel Parish Hall	Present community revised park plan based on community input

The impact to the existing bike lanes have been reviewed with the County's Bike Advisory Committee which concurred on development of a Class I path through the park.

Utility companies will retain existing rights under the vacation for construction and maintenance of their facilities.

FINANCIAL CONSIDERATIONS

No direct financial impact is expected to result from the recommended Board action. Public Works' staff processing costs to complete this vacation have been directed to a reimbursement account with County Parks.

Parks has Park Reserves funding and funding provided by a Community Development Department Housing Related Parks Program grant to improve the one block section of L Street.

RESULTS

The recommended action will support funding and development efforts toward completion of the

conditions set forth by Public Works, to offset direct impacts from the street closure, with the ultimate goal of achieving a vacation of the described portion of K Street in a way that protects road and transportation related uses while providing for completion of the park project and leading to the improvement of an enhanced livability for the community.

ATTACHMENTS

1. Vicinity Map
2. Resolution Conditionally Vacating Portion of K Street, County Road No. 6023, between 12th Street and 13th Street in the Community of San Miguel

File: R/W file 405R990049 (San Miguel Park – K Street Vacation) Road - 6023

c: Elizabeth Kavanaugh, Parks and Recreation Department

Reference: 15SEP22-H-1

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